

§ 285.15

(3) Decisions reached by the private sector organization in the development of a request for a LAP represent substantial agreement of the interested persons;

(4) Prompt consideration is given to the expressed views and concerns of interested persons;

(5) Adequate and impartial mechanisms for handling substantive and procedural complaints and appeals are in place; and

(6) Appropriate records of all meetings are maintained and the official procedures used by the private sector organization to make a formal request for a LAP are made available upon request to any interested person.

(b) Each request must be in writing and must include the information required in § 7.11(b) and a description of the way in which the organization has met the conditions specified in paragraph (a) of this section.

(c) NVLAP may request clarification of the information required by § 285.11(b).

(d) Before deciding to proceed with development of a LAP, the Director of NIST shall publish a FEDERAL REGISTER notice of the receipt of a LAP request. The notice will indicate how to obtain a copy of the request and will state that anyone may submit comments on the need for a LAP to the requesting private sector organization within 60 days of the date of the notice.

(e) NVLAP shall notify interested persons of the decision to proceed or not to proceed with development of a LAP.

[49 FR 44623, Nov. 8, 1984, as amended at 55 FR 38314, Sept. 18, 1990. Redesignated and amended at 59 FR 27748, May 3, 1994]

§ 285.15 Development of technical requirements.

(a) Technical requirements for accreditation are specific for each LAP. The requirements tailor the criteria referenced in § 285.33 to the calibration or test methods, types of calibration or test methods, products, services, or standards covered by the LAP.

(b) NVLAP shall develop the technical requirements based on expert advice. This advice may be obtained through one or more informal public workshops or other suitable means.

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(c) NVLAP shall make every reasonable effort to ensure that the affected calibration or testing community within the scope of the LAP is informed of any planned workshop. Summary minutes of each workshop will be prepared. A copy of the minutes will be made available for inspection and copying at the NIST Records Inspection Facility.

[49 FR 44623, Nov. 8, 1984, as amended at 55 FR 38315, Sept. 18, 1990. Redesignated and amended at 59 FR 27748, May 3, 1994]

§ 285.16 Coordination with Federal agencies.

As a means of assuring effective and meaningful cooperation, input, and participation by those federal agencies that may have an interest in and may be affected by established LAPs, NVLAP shall communicate and consult with appropriate officials within those agencies.

[49 FR 44623, Nov. 8, 1984, as amended at 55 FR 38315, Sept. 18, 1990. Redesignated at 59 FR 22745, May 3, 1994]

§ 285.17 Announcing the establishment of a LAP.

(a) When NVLAP has completed the development of the technical requirements of the LAP and established a schedule of fees for accreditation, NVLAP shall publish a notice in the FEDERAL REGISTER announcing the establishment of the LAP.

(b) The notice will:

(1) Identify the scope of the LAP; and

(2) Advise how to apply for accreditation.

(c) NVLAP shall establish fees in amounts that will enable it to recover its full costs, and shall, from time to time as necessary, revise the fees for this purpose.

[49 FR 44623, Nov. 8, 1984, as amended at 55 FR 38315, Sept. 18, 1990. Redesignated and amended at 59 FR 22748, May 3, 1994]

§ 285.18 Adding to or modifying an established LAP.

(a) Established or developing LAPs may be added to, modified, or realigned based on either a written request from any person wishing to add or delete specific standards, calibration or test methods, or types of calibration or test methods or a need identified by NIST.